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State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

June 12, 2008

Jim Runquist
TME Asphalt Ridge
4526 Ridgeview Drive
Eagan, MN 55123

Subject: Sixth Review, Notice of Intention to Commence Large Mining Operations, TME Asphalt Ridge LLC, TME Asphalt Ridge #1, M/047/089, Uintah County, Utah

Dear Mr. Runquist:

The Division has completed our sixth review of your Notice of Intention to Commence Large Mining Operations for the mine, located in Uintah County, Utah, which was received April 15, 2008. The attached comments will need to be addressed before tentative approval may be granted.

The 30 comments listed below under the applicable Minerals Rule heading. Please address only those items requested in the attached technical review. Send replacement pages and indicate how these are to be incorporated using Form-MR-REV-att found on the Divisions web page. After the notice is determined technically complete you will be asked that you send us two clean copies of the complete; one copy will be returned.

The Division requests that submittals are made according to the following format. Notices and changes should be three hole punched, maps folded and placed in a plastic 8 ½ by 11 sleeve, and binders provided for new notices, revisions, applications, or other changes of 30 pages or more (binders need only be provided once). A final electronic copy is appreciated. You may request information relating to the relating to the location, size, and nature of the mineral deposit to be kept confidential. Confidential information must be clearly marked and provided in a separate binder.

If you have any questions in this regard please contact me (801) 538-5258, Tom Munson (801) 538-5321, Paul Baker (801) 538-5361, or Leslie Heppler (801) 538-5357 of the Minerals Staff. If you wish to discuss this review, please contact us at your earliest convenience. Thank you for your cooperation in completing this permitting action.

Sincerely,

Susan M. White
Mining Program Coordinator
Minerals Regulatory Program

SMW:lah:pb
Task #2382

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**SIXTH REVIEW (FIRST SURETY) NOTICE OF INTENTION TO COMMENCE
LARGE MINING OPERATIONS**

TME Asphalt

M/047/089

R647-4-104 - Filing Requirements and Review Procedures

R647-4-104 - Operators, Surface and Mineral Ownership

R647-4-105 - Maps, Drawings & Photographs

R647-4-106 - Operation Plan

R647-4-109 - Impact Assessment

109.4 Slope stability, erosion control, air quality, safety

Comment #	Sheet/Page #	Comments from 5 th Review	Review Action
1	Appendix 9	UDNR – Division of Dam Safety - Not yet included in Binder (lah)	
2	Appendix 10	Blank ? (lah)	

R647-4-110 - Reclamation Plan

R647-4-112 – Variance

R647-4-113 – Surety

113.3 Surety acceptance if accurate and verifiable

Comment #	Sheet/Page #	Comments from 5 th Review	Review Action
3	General	Include a post mining and monitoring closure surety calculation sheets. Each phase should be clearly labeled (such as Phase 1 - Page 2 of 13). As noted below no post mining and monitoring surety calculation sheet was included (lah)	
4	General	A map that matches mining/processing phases, and expected durations, that was tied to surety calculation sheets. Process Module1 has not been labeled (lah)	

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Comment #	Sheet/Page #	Comments on Appendix 5 - Surety Spreadsheets	Review Action
5	General	Need to document Vendor assumptions w/ Vendor name, date and time (lah)	
6	General	Need to locate facilities on map (lah)	
7	General	Add alpha-numeric clarification to assumptions and add to detail of items (lah)	
8	General	Define where in the plan Surety Calculations Pages 1 thru 1* will be added. (lah)	
9	Page 1	Add Total acres disturbed (153 Acres) adjacent to Phase 1 (lah)	
10	"	Define Mob/deMob further (lah)	
11	"	No escalation fee is included. Current 5 year escalation factor for 2008 is 3.8% (lah)	
12	"	Need to add detail spreadsheet for Post mine monitoring: how long, what etc. (lah)	
13	Page 2	0241-13.17.5010 - 3" of asphalt is not accurate, load of heavy equipment, ready resource and visual site inspection would indicate at a minimum 0241-13.17.5050 should be used (lah)	
14	"	General comment 1 listed above applies (lah)	
15	Page 3	Clarify item 5 is for Process Module # 1 (lah)	
16	"	General comment 2 and 3 listed above applies (lah)	
17	Page 4	Clarify item 8 as a "complete" removal (lah)	
18	"	General comment 2 and 3 listed above apply to page. Note item 1-4 are portable, show with dotted line in general area; Item 6-11, 13 locate on map. (Do not locate explosives on map as new guidelines indicate) (lah)	
19	Page 5	General comment 3 listed above applies (lah)	
20	Page 6	Clarify that Petroleum Storage is for Operation Use (lah)	
21	"	General comment 1, 2 and 3 listed above applies (lah)	
22	Page 7	General comment 1, 2 and 3 listed above applies (lah)	
23	"	Spread sheet is not complete at this time (lah)	
24	Page 8	General comment 3 listed above applies (lah)	
25	Page 9	Need to add Waste disposal verbiage to the plan (lah)	
26	"	General comment 2 listed above applies (lah)	
27	Page 10	Items detailed need to add numeric labels (lah)	
28	"	General comment 3 listed above applies (lah)	
29	Page 11	General comment 1 and 3 listed above applies (lah)	
30	Page 12	0241-13.76-200 - Riser pipe is not accurate 0241-13.76-200 should be used (lah)	